

HF9069 - 0 - Limitations Waived for Certain Actions

Chief Author: **Raymond Dehn**
 Committee: **Public Safety and Criminal Justice Reform Finance & Policy Division**
 Date Completed: **6/11/2020 6:26:23 PM**
 Lead Agency: **Supreme Court**
 Other Agencies:
 Public Safety Dept

| State Fiscal Impact | Yes | No |
|---------------------------|-----|----|
| Expenditures | | X |
| Fee/Departmental Earnings | | X |
| Tax Revenue | | X |
| Information Technology | | X |
| Local Fiscal Impact | | X |

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions shown in the parentheses.

| State Cost (Savings) | Biennium | | | Biennium | | |
|-----------------------|----------------------|--------|--------|----------|--------|--------|
| | Dollars in Thousands | FY2019 | FY2020 | FY2021 | FY2022 | FY2023 |
| State Total | | | | | | |
| Total | - | - | - | - | - | - |
| Biennial Total | | | - | | | - |

| Full Time Equivalent Positions (FTE) | Biennium | | | Biennium | |
|--------------------------------------|----------|--------|--------|----------|--------|
| | FY2019 | FY2020 | FY2021 | FY2022 | FY2023 |
| Total | - | - | - | - | - |

Lead LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Adam Blom **Date:** 6/11/2020 6:26:23 PM
Phone: 651-284-6542 **Email:** adam.blom@lbo.leg.mn

State Cost (Savings) Calculation Details

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

*Transfers In/Out and Absorbed Costs are only displayed when reported.

| State Cost (Savings) = 1-2 | | Biennium | | | Biennium | |
|--|--|-----------------|--------|--------|-----------------|--------|
| Dollars in Thousands | | FY2019 | FY2020 | FY2021 | FY2022 | FY2023 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 1 - Expenditures, Absorbed Costs*, Transfers Out* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 2 - Revenues, Transfers In* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

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| Total | - | - | - | - | - | - |

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Adam Blom **Date:** 6/10/2020 3:51:51 PM
Phone: 651-284-6542 **Email:** adam.blom@lbo.leg.mn

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| Total | - | - | - | - | - | - |
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| Biennial Total | | | - | | | - |

Bill Description

HF9069 at section 1 amends Minn. Stat. § 541.073, subd. 2 by adding a new paragraph (b) providing that an action for damages based on sexual abuse by a peace officer may be commenced at any time; at section 2 adds a new Minn. Stat. § 541.155, providing that the periods of investigation and prosecution of a peace officer for the conduct giving rise to a cause of action suspends the running of the period of limitations until removed; and at section 3 amends Minn. Stat. § 573.02, subd. 1, to provide that an action to recover damages for a death caused by a peace officer may be commenced at any time after the death. All sections are effective the day following final enactment and apply to causes of action that arose before and arise on or after the effective date.

Assumptions

It is assumed that the provisions of this bill could increase case filings for causes of action governed by these provisions. There is no data available to determine how many cases may be filed as a result of the provisions of this bill. It is assumed that the number of case filings will not be large enough to require an additional judge or court staff FTE.

Expenditure and/or Revenue Formula

The provisions of this bill are not anticipated to have a significant fiscal impact on the judicial branch.

Long-Term Fiscal Considerations

Local Fiscal Impact

References/Sources

Agency Contact: Janet Marshall

Agency Fiscal Note Coordinator Signature: Janet Marshall

Phone: 651-297-7579

Date: 6/10/2020 10:23:42 AM

Email: Janet.marshall@courts.state.mn.us

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LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Adam Blom **Date:** 6/11/2020 6:26:09 PM
Phone: 651-284-6542 **Email:** adam.blom@lbo.leg.mn

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| | Total | - | - | - | - | - |
| | Biennial Total | | | - | | - |

Bill Description

Relating to judiciary; extending the civil statute of limitations for certain actions by peace officers; tolling the civil statute of limitations during investigations of peace officers; amending Minnesota Statutes 2018, sections 541.073, subdivision 2; 573.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 541.

Assumptions

The statute of limitations waivers on certain actions has no fiscal impact.

Expenditure and/or Revenue Formula

Long-Term Fiscal Considerations

Local Fiscal Impact

References/Sources

Agency Contact: Kate Weeks (651-201-7305)

Agency Fiscal Note Coordinator Signature: Larry Freund

Phone: 651-201-7050

Date: 6/10/2020 3:31:15 PM

Email: Larry.Freund@state.mn.us